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DEC 1 8 2002

www.jenkens.com

Technology Center 2600

AUSTIN, TEXAS (512) 399-3800

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Washington, D.C. (202) 326-1500

RECEIVED December 12, 2002

DEC 1 6 2002

**OFFICE OF PETITIONS** 

Attention: Office of Petitions To the Assistant Commissioner for Patents

Washington, D.C. 20231

Ross T. Robinson

(214) 965-7300

rrobinson@jenkens.com

CERTIFICATE OF MAILING BY EXPRESS MAIL

"EXPRESS MAIL" Mailing Label No. EL 811692247 US

Date of Deposit: December 12, 2002

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Office of Petitions, Assistant Commissioner for Patents, Washington, D.C. 20231

Type or Print Name: Cheryl Gibson

Signature

Re:

Applicant(s): Per Bjorndahl

Serial No. Filing Date: 09/232,289

January 15, 1999

For:

SYSTEM METHOD AND APPARATUS FOR SECURE

TRANSMISSION OF CONFIDENTIAL INFORMATION

Docket No.:

34650-250USP1

Dear Sir:

Transmitted for filing with the Patent and Trademark Office are the following documents for the above-referenced patent application:

- Petition To Withdraw The Holding Of And The Notice of Abandonment Pursuant To 1. MPEP 711.03(c) I and II Or, In The Alternative, Petition To Revive Unintentionally Or Unavoidably Abandoned Application, Or, In The Alternative, Petition To Waive The Rules Under 37 CFR 1.183 (duplicate)
- 2. Declaration of Sharon Elkouri (duplicate)
- Declaration of Ross T. Robinson w/attached Exhibit A (duplicate) 3.
- 4. Declaration of Susan J. Williams w/attached Exhibit A (duplicate)
- 5. Acknowledgment Postcard



December 12, 2002 Page 2

> Ross T. Robinson Jenkens & Gilchrist, P.C. 1445 Ross Avenue, Suite 3200 Dallas, Texas 75202-2799

In the event there is an under or over payment, please debit or credit our Deposit Account #10-0447. This letter is being filed in duplicate to facilitate processing.

Respectfully submitted,

Ross T. Robinson Reg. No. 47,031



For:

OF

Patent Application Docket No. 34650-250USP1

**TRANSMISSION** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	RECEIVED
Per Bjorndahl	DEC 1 8 2002
Serial No.: 09/232,289	Examiner: Pablo N. Tran  Technology Center 2600
Filed: January 15, 1999	) Group Art Unit: 2684

APPARATUS FOR

SYSTEM METHOD

Washington, D.C. 20231

Attn: Office of Petitions United States Patent and Trademark Office

CONFIDENTIAL INFORMATION

AND

Date of Deposit: December 12, 2002

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"EXPRESS MAIL" Mailing Label No.EL 811692247 US

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SECURE

Type or Print Name: Cheryl Gibson

PETITION TO WITHDRAW THE HOLDING OF AND THE NOTICE OF ABANDONMENT PURSUANT TO MPEP 711.03(c) I and II OR, IN THE ALTERNATIVE, PETITION TO REVIVE UNINTENTIONALLY OR UNAVOIDABLY ABANDONED APPLICATION, OR, IN THE ALTERNATIVE, PETITION TO WAIVE THE RULES UNDER 37 CFR 1.183

Dear Sir:

Applicant hereby petitions for withdrawal of a holding of abandonment as reflected in a Notice of Abandonment dated October 1, 2002 ('the Notice") in the above-referenced application for patent ("the application"). The basis for this holding of abandonment was an alleged failure by Applicant to timely respond to an Office Action dated November 30, 2001 ("the Office Action").

Applicant hereby submits the following evidence:

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DIRECTOR'S OFFICE TECHNOLOGY CENTER 2600 DEC 1 6 2002

OFFICE OF PETITIONS

Dallas2 946142 v 1, 34650.00250USP1

1. A Declaration of Ross T. Robinson regarding non-receipt of the Office Action and telephone communications to Examiner Pablo Tran and Examiner Pablo Tran's supervisor, Examiner Daniel Hunter;

2. A Declaration of Sharon K. Elkouri regarding a telephone conversation with Examiner Pablo Tran on September 6, 2002; and

3. A Declaration of Susan J. Williams regarding non-receipt of the Office Action.

On or about September 6, 2002, Sharon K. Elkouri spoke with Examiner Pablo Tran of the United States Patent & Trademark Office ("USPTO"). Examiner Tran told Ms. Elkouri that he was calling to determine if the above-referenced patent application had been intentionally abandoned and informed Ms. Elkouri that the USPTO had not received a response to the Office Action. Ms. Elkouri informed Examiner Tran that the Office Action did not appear to have been received by Jenkens & Gilchrist. Examiner Tran told Ms. Elkouri that he was checking the USTPO file for the application. Examiner Tran then informed Ms. Elkouri that the Office Action had been mailed to AT&T and to the wrong address and that he would re-send the Office Action and re-start the time for reply to the Office Action.

On October 4, 2002, Applicant's representative received the Notice.<sup>6</sup> The Notice asserts that the application has become abandoned for failure by Applicant to respond to the Office Action, which is

<sup>&</sup>lt;sup>1</sup> See Declaration of Sharon K. Elkouri.

<sup>&</sup>lt;sup>2</sup> Id.

<sup>&</sup>lt;sup>3</sup> <u>Id.</u>

<sup>&</sup>lt;sup>4</sup> <u>Id.</u>

<sup>&</sup>lt;sup>5</sup> <u>Id.</u>

<sup>&</sup>lt;sup>6</sup> See Declaration of Susan J. Williams.

asserted by the Notice to have been mailed to Applicant on November, 30, 2001. The Notice, which was addressed to Spencer C. Patterson, was routed to Ross T. Robinson, since Mr. Patterson had left Jenkens & Gilchrist, P.C. at the time the Notice was received by Jenkens & Gilchrist, P.C. As of today's date, the Office Action dated November 30, 2001 still has not been received by Applicant's representative.

A search of the file jacket and docket record for the above-referenced matter do not indicate that the Office Action was ever received by Applicant's representative. Had the Office Action been received and docketed, the Office Action would have been entered in Applicant's representative's docket system as having been mailed on November 30, 2001, a response date of February 28, 2002 would have been entered in the docketing system, and one-month, two-month, and three-month extension dates of March 30, 2002, April 30, 2002, and May 30, 2002 would have been entered in the docketing system. No such entries are present for the application.

On October 8, 2002, the Notice of Abandonment was reviewed. A review of Ms. Elkouri's recollection and notes of her telephone conversation of September 6, 2002 with Examiner Pablo Tran was also undertaken. Examiner Tran was again telephoned on or about October 29, 2002 and on or about November 11, 2002 to determine when to expect the Office Action to be re-sent as indicated by Examiner

<sup>&</sup>lt;sup>7</sup> See Declaration of Ross T. Robinson

<sup>&</sup>lt;sup>8</sup> See Declaration of Susan J. Williams.

<sup>&</sup>lt;sup>9</sup> See Declaration of Ross T. Robinson.

<sup>10</sup> Id.

<sup>11 &</sup>lt;u>Id.</u>

<sup>12</sup> Id.

Patent Application Docket No. 34650-250USP1

Tran in his telephone conversation with Ms. Elkouri of on or about September 6, 2002. On or about both October 29, 2002 and November 11, 2002, a voice message was left at Examiner Tran's office number. He undersigned believes that, in each voice message, he reiterated the substance of Examiner Tran's conversation with Ms. Elkouri, referenced the Notice, and requested that Examiner Tran return his call and advise when he should expect to receive the re-sent Office Action. A return telephone call or other communication from Examiner Tran was not received in response to the telephone calls by the undersigned to Examiner Tran of on or about October 29, 2002 and November 11, 2002.

On November 19, 2002, a telephone conversation was had with Examiner Daniel Hunter, who, upon information and belief, is Examiner Tran's supervisor.<sup>17</sup> Examiner Hunter was informed of Ms. Elkouri's conversation with Examiner Tran.<sup>18</sup> The Notice of Abandonment and the unreturned telephone calls to Examiner Tran were also discussed.<sup>19</sup> Examiner Hunter informed the undersigned that Examiner Tran would make a return telephone call.<sup>20</sup>

<sup>&</sup>lt;sup>13</sup> Id.

<sup>&</sup>lt;sup>14</sup> Id.

<sup>15</sup> Id.

<sup>16</sup> Id.

<sup>&</sup>lt;sup>17</sup> <u>Id.</u>

<sup>&</sup>lt;sup>18</sup> <u>Id.</u>

<sup>&</sup>lt;sup>19</sup> <u>Id.</u>

<sup>&</sup>lt;sup>20</sup> <u>Id.</u>

Patent Application Docket No. 34650-250USP1

After having not received any return telephone call from Examiner Tran or Examiner Hunter in response to the telephone conversation of the undersigned with Examiner Hunter of November 19, 2002, an additional call to both Examiner Hunter and Examiner Tran was made on December 9, 2002. A voice message was left on December 9, 2002 with each of Examiner Tran and Examiner Hunter. A return telephone call from Examiner Tran was received on December 10, 2002. In this return telephone call, Examiner Tran informed the undersigned that he had recalled the file for the above-referenced matter and suggested that, while the file was en route to him, the undersigned file a petition to withdraw the holding of abandonment and the notice of abandonment in the above-referenced matter.

In view of the foregoing, Applicant respectfully requests withdrawal of the holding of abandonment.

Applicant also respectfully requests that a copy of the Office Action dated November 30, 2001 be immediately forwarded to the undersigned.

As an alternative, Applicant Petitions to Revive this Application under the standards of either unavoidable and/or unintentional abandonment. Applicant is doing so solely as a "fall back" position. Applicant's primary relief is sought under the provision of 37 CFR 1.181 with respect to the non-receipt of mail and the procedures set forth in MPEP 711.03(c) by the United States Patent and Trademark Office. If, for some reason, the Petition to Withdraw the Holding of and the Notice of Abandonment is denied, Applicant conditionally makes this Petition to Revive under the unavoidable standard. In the event that the

<sup>&</sup>lt;sup>21</sup> Id.

<sup>&</sup>lt;sup>22</sup> <u>Id.</u>

<sup>&</sup>lt;sup>23</sup> <u>Id.</u>

<sup>&</sup>lt;sup>24</sup> <u>Id.</u>

Petition to Revive under the unavoidable standard is denied, Applicant conditionally makes this Petition to Revive under the unintentional standard. All appropriate fees for any of the Petition(s) made herein can be taken from Deposit Account No. 10-0447. Applicant respectfully submits that the Petition to Revive the application under either the standard of unavoidability or unintentionality should be granted based upon the evidence and arguments submitted herein. Applicant respectfully submits that the entire delay in filing the required reply to the Office Action from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional and that it is believed that Applicant has acted diligently.

Applicant further respectfully requests and petitions the Commissioner to exercise the Commissioner's authority to waive any and all rules under the provisions of 37 CFR 1.183 as necessary to revive the status of this Application as it would have been prior to the Notice of Abandonment, to forward a copy of the Office Action dated November 30, 2001, to restart the period of response to the Office Action, and to promptly notify Applicant of the decision on the Petitions made herein. The fee required to be submitted in connection with a petition under 37 CFR 1.183 may be debited from Applicant's representative's Deposit Account No. 10-0447. This Petition is being submitted in duplicate. Upon receipt of the Office Action dated November 30, 2001, Applicant's representative will endeavor to respond to the Office Action as soon as possible.

6

It is not believed that any fees are due in connection herewith. However, should it be determined that any fees are required, the USPTO is authorized to charge any fees necessary for the processing of these Petition(s) and related papers to Deposit Account No. 10-0447.

Respectfully submitted,

Ross T. Robinson

Reg. No. 47,031

Date: December 12, 2002

Jenkens & Gilchrist, P.C. 3200 Fountain Place 1445 Ross Avenue, Suite 3200 Dallas, Texas 75202-2799 (214) 965-7300 (214) 855-4300 (fax)



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE CEIVED

Applicants:	Per Bjorndahl	)	Group Art Unit: 2684	DEC 1 8 2002
Serial No.:	09/232,289	) ) )	Examiner: Pablo N. Tran	Technology Center 2600
Filed:	January 15, 1999	)		
For:	SYSTEM METHOD AN CONFIDENTIAL INFOR		ATUS FOR SECURE TRA	NSMISSION OF
Attention: Of	ffice of Petitions		CERTIFICATE OF MAILING BY EXF	PRESS MAIL

Attention: Office of Petitions
To the Assistant Commissioner
for Patents

Washington, D.C. 20231

"EXPRESS MAIL" Mailing Label No.EL 811692247 US

Date of Deposit: December 12, 2002

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Office of Petitions, Assistant Commissioner for Patents, Washington, D.C. 20231

Type or Print Name: Cheryl Gibson

Dear Sir:

#### **DECLARATION OF SHARON K. ELKOURI**

- I, Sharon K. Elkouri, do hereby state and declare:
  - 1. I am a paralegal employed by the firm of Jenkens & Gilchrist, P.C. This declaration is submitted in support of a Petition to Withdraw Holding of Abandonment in the above-referenced matter.
  - 2. On September 5, 2002, a message from Examiner Pablo Tran of the United States Patent & Trademark Office ("USPTO") was forwarded to me, along with a request that I call Examiner Tran. On September 5, 2002, I called Examiner Tran and left a voice message at his office number.
  - 3. On or about September 6, 2002, Examiner Tran returned my telephone call. I spoke via telephone with Examiner Tran on September 6, 2002. Examiner Tran told me that he was calling to determine if the above-referenced patent application had been intentionally abandoned and informed me that the USPTO had not

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received a response to an Office Action that he asserted had been mailed on November 30, 2001 ("the Office Action"). I informed Examiner Tran that the Office Action did not appear to have been received by Jenkens & Gilchrist, P.C. Examiner Tran told me that he was checking the USTPO file for the above-referenced matter. Examiner Tran then informed me that the Office Action had been mailed to AT&T and to the wrong address. Examiner Tran told me that he would re-send the Office Action and re-start the time for reply to the Office Action.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name:	Sharon	K.		ElKouri	
_	First Name	Middle N	ame/Initial	Last Name	
Signature:_	Tharm A	Z. Illin Middle Name	Last Name	Date: 02-12-1	
Residence:	13/3 West		Dentin, T	X 76210	<del></del>



Patent Application Docket No. 34650-250USP1 P09375US2

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Provisional Application of:	
Per Bjorndahl	RECEIVED
Serial No.: 09/232,289	Examiner: Pablo N. Tran DEC 1 8 2002
Filed: January 15, 1999	) Group Art Unit: 2684 Technology Center 2600
For: SYSTEM METHOD AND APPAR. CONFIDENTIAL INFORMATION	ATUS FOR SECURE TRANSMISSION OF
Attention: Office of Petitions To the Assistant Commissioner for Patents Washington, D.C. 20231	CERTIFICATE OF MAILING BY EXPRESS MAIL  "EXPRESS MAIL" Mailing Label No.EL 811692247 US Date of Deposit: December 12, 2002 I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Office of Petitions, Assistant Commissioner for Patents, Washington, D.C. 20231  Type or Print Name: Cheryl Gibson  Signature

Dear Sir:

#### **DECLARATION OF SUSAN J. WILLIAMS**

- I, Susan J. Williams, do hereby state and declare:
- 1) I am an employee of the law firm of Jenkens & Gilchrist, P.C. and work in the Intellectual Property Department of the firm. I am personally aware of the actions taken with respect to incoming mail from the United States Patent and Trademark Office.
- 2) I receive all mail from the United States Patent and Trademark Office and log that mail when it comes in to Jenkens and Gilchrist.
- 3) An entry is made in a computerized docketing system upon receipt by Jenkens and Gilchrist, P.C. of any Office Action.

Patent Application Docket No. 34650-250USP1 P09375US2

- 4) A hard copy of the docket entries is made for each Office Action.
- 5) The file, along with the Office Action, is then forwarded to the responsible attorney or agent for appropriate action to be taken.
- 6) A review of the docket and the file in the above-referenced matter indicates that the Office Action dated November 30, 2001 was never received by me nor was it ever entered into the Jenkens and Gilchrist, P.C. docketing system for action to be taken. As of today's date, the Office Action has not been received.
- 7) A hard copy of the computer docket record for the above-referenced application is attached hereto as Exhibit A. No entries reflecting receipt by Jenkens & Gilchrist, P.C. of the Office Action dated November 30, 2001 are present on the hard copy of the computer docket record for the above-referenced application.
- 8) On October 4, 2002, I docketed as received a Notice of Abandonment in the above-referenced matter.

I hereby declare that all statements made herein of my own knowledge are true; that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of this application and any registration resulting therefrom.

Full name:	Susan	J.		Williams
	First Name	Middle	Name/Initial	Last Name
Signature:	Susa_ First Name	Middle Name		Date: <u>2002 - /2 - /</u> 2 Year-Month-Day
Residence:_	Dallas, City, State, an		USA	

Docket#: 34650-00250USP1

Relationship: Continuing prosecution appli

Case Type: Regular

Filing Type: National

Convention: First Filed Case

Filing #: 1

Patent #:

As Of: 2/12/2002 5:22:41 AM Printed: 12-12-2002

Client: PUMP - Patent Unit Mobile Platforms

Owner: LME - Telefonaktiebolaget LM Erics

By: SW

Group:

For Agt: HALN - Lena Hallen, Patent Liaison

For Agt Ref#: BR30013

Dev. Atty: SRM Assignment: R

Parent Ctry: US 1st Filed: 01/15/1999 Claims: 000000022 Resp. Atty: RTR Parent #: 09/022289 Parent Dt: 02/11/1998 Work. Atty: RTR Paralegal: SKE

Filed Dt: 01/15/1999 Expires: Pat Agt: SAM Application #: 09/232289 Grant Dt: Next Tax: File Loc: DA

Entity: N Pub Dt: 05/30/2002 Tax Base: Publication #: 2002-0065099A1

Country: United States

Client Ref#: P09375US2

Status: Filed

Sub-Status: Published

Examiner:

SubStat Dt: 05/30/2002

Title: SYSTEM, METHOD AND APPARATUS FOR SECURE TRANSMISSION OF CONF

**IDENTIAL INFORMATION** 

Pending Actions: ΙP **Action Due Due Date** Clerk 1 Clerk 2 **Action Notes** 

Corrected filing receipt 08/15/2002

Taken Actions (awaiting co	onfirmation) :	Taken	Due Date	iP IP Clerk 1 Clerk 2	Action Notes
Completed Actions : Action Notice of Abandonment	Completed 10/01/2002	Taken	Due Date	IP IP Clerk 1 Clerk 2	Action Notes
Publication Date	05/30/2002				
Request Corrected Filing Recei	02/27/2002	02/15/2002	03/11/2002		delete S after Transmission in title
Corrected filing receipt	02/11/2002				
Continuing Prosecution Appl'n	10/10/2001	10/10/2001			w/3mth ext to 4/10/01 final OA
Preliminary Amendment	10/10/2001	10/10/2001			
Advisory Action Mail Date	07/12/2001		10/10/2001		
Final rejection filed	06/18/2001	06/13/2001	07/10/2001		-
Final rejection mail date	04/10/2001		04/10/2001		
Ericsson 2nd Atty Advisory Report	03/08/2001		01/15/2001	•	
Response 1st OA Filed	01/24/2001	01/24/2001	01/24/2001		
1st office action mail date	10/24/2000		10/24/2000		advanced per atty
Recordation of Assignment	05/01/2000		07/20/2000		
File Assignment	01/27/2000	01/20/2000	07/15/1999		
Filing receipt received	02/26/1999		07/15/1999		
Foreign Filing Completed	02/11/1999		02/11/1999	_	



As Of: 2/12/2002 5:22:41 AM Printed: 12-12-2002

By: SW

IDS Filed	01/15/1999	01/15/1999 04/15/1999	
File application	01/15/1999	01/15/1999 01/07/1999	
1st draft to inventor for review	01/04/1999	12/22/1998	
Disclosure received	11/30/1998		

User Text: ASG

1) Telefonaktiebolaget LM Ericsson from Inventor

R/F: 9161/0319 DT: 5/12/98

RLT DSG 1CS

CON **RMK** 

Transferred to Patent Unit Consumer Products (PUCP) as per 4

/12/2002 letter from Nilla Hardig

Other Code: DSC Other Code: ASN

Other#: REC'D Other #: 10580/0310

Inventors: Bjorndahl, Per



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Per Bjorndahl	)	Group Art Unit: 2684	RECEIVED
Serial No.:	09/232,289	)	Examiner: Pablo N. Tran	DEC 1 8 2002
Filed:	January 15, 1999	)	Examiner: Pablo N. Tran	<sup>:nnology</sup> Center 2 <b>6</b> 00
For:	SYSTEM METHOD AND API CONFIDENTIAL INFORMAT	PAR	ATUS FOR SECURE TRAN	

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for Patents, Washington, D.C. 20231

Type or Print Name: Cheryl Gibson

Dear Sir:

#### **DECLARATION OF ROSS T. ROBINSON**

- I, Ross T. Robinson, do hereby state and declare:
  - 1. I am a registered patent attorney and I am employed by the firm of Jenkens & Gilchrist, P.C. This declaration is submitted in support of a Petition to Withdraw Holding of Abandonment in the above-referenced matter.
  - 2. A Notice of Abandonment mailed October 1, 2002 references an Office Action dated November 30, 2001 ("the Office Action"). The Notice of Abandonment, which was addressed to Spencer C. Patterson, was routed to me on or about October 8, 2002, since Mr. Patterson had left Jenkens & Gilchrist, P.C. at the time the Notice of Abandonment was received by Jenkens & Gilchrist, P.C. As indicated in the Declaration of Susan J. Williams submitted herewith, upon information and belief, the Office Action was never received by Jenkens & Gilchrist, P.C.

PEC 1 6 2002

OFFICE OF PETITIONS

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I have searched the file jacket and docket record for the above-referenced matter. The file jacket and docket record do not indicate that the Office Action was ever received by Jenkens & Gilchrist, P.C. A copy of the docket record for the above-referenced matter is attached hereto as Exhibit A.

- 4. Had the Office Action been received and docketed, the Office Action would have been entered in our docketing system as having been mailed on November 30, 2001, a response date of February 28, 2002 would have been entered in our docketing system, and one-month, two-month, and three-month extension dates of March 30, 2002, April 30, 2002, and May 30, 2002 would have been entered in our docketing system. No such entries are present for the application. See Exhibit A.
- 5. As of today's date, I have not received a copy of the Office Action.
- 6. On October 8, 2002, I reviewed the Notice of Abandonment. I reviewed with Sharon K. Elkouri of Jenkens & Gilchrist, P.C. her recollection and notes of her telephone conversation of September 6, 2002 with Examiner Pablo Tran. See Declaration of Sharon K. Elkouri. Based upon a description by Ms. Elkouri of her conversation with Examiner Tran, I expected the Office Action to arrive in the mail in the near future. I therefore made a reminder note to follow up with Examiner Tran if the Office Action did not arrive in the near future.
- 7. I telephoned Examiner Tran on or about October 29, 2002 and on or about November 11, 2002 to determine when to expect the Office Action to be re-sent as indicated by Examiner Tran in his telephone conversation with Ms. Elkouri of September 6, 2002. I believe that I also called Examiner Tran prior to my call on or about October 29, 2002. On both on or about October 29, 2002 and on or about November 11, 2002, I left a voice message at Examiner Tran's office number. I believe that, in each voice message, I reiterated the substance of Examiner Tran's conversation with Ms. Elkouri, referenced the Notice of Abandonment, and requested that Examiner Tran return my call and advise when I should expect to receive the re-sent Office Action.
- 8. After having received no return telephone call or other communication from Examiner Tran, on November 19, 2002, I spoke on the telephone with Examiner Daniel Hunter, who, upon information and belief, is Examiner Tran's supervisor. I described to Examiner Hunter Ms. Elkouri's conversation with Examiner Tran in which, upon information and belief, Examiner Tran informed Ms. Elkouri that a re-

sent Office Action would be forthcoming. I also referenced the Notice of Abandonment and my telephone calls to Examiner Tran. Examiner Hunter informed me that Examiner Tran would return my call.

9. I called both Examiner Hunter and Examiner Tran again on December 9, 2002. I left a voice message with each of Examiner Tran and Examiner Hunter. I received a return telephone call from Examiner Tran on December 10, 2002. In this return telephone call, Examiner Tran informed me that he had recalled the file for the above-referenced matter and suggested that, while the file was en route to him, I file a petition to withdraw the holding of abandonment and the notice of abandonment in the above-referenced matter.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name:	Ross	7		Robin	150n
	First Name	Middle Na	me/Initial	Last Na	me
Signature:	Ross	Tolle	rt Robinso	M Date: 2	2002-12-12
	First Name	Middle Name	Last Name		Year-Month-Day
Residence:_	Dall	as, Texa	as, U.S	. A.	
<del></del>	City State a	nd Country			

Docket #: 34650-00250USP1

Relationship: Continuing prosecution appli

Case Type: Regular

Filing Type: National

Convention: First Filed Case

Filing #: 1

Corrected filing receipt

As Of: 2/12/2002 5:22:41 AM Printed: 12-12-2002

Created: 12/22/1998 Last Updt: 12/11/2002 By: SW

Client: PUMP - Patent Unit Mobile Platforms

Owner: LME - Telefonaktiebolaget LM Erics

Group:

For Agt: HALN - Lena Hallen, Patent Liaison

For Agt Ref#: BR30013

Dev. Atty: SRM Assignment: R

1st Filed: 01/15/1999 Resp. Atty: RTR Claims: 000000022

Parent Ctry: US Parent Dt: 02/11/1998 Work. Atty: RTR Paralegal: SKE Parent #: 09/022289 Filed Dt: 01/15/1999 Expires: Pat Agt: SAM Application #: 09/232289

Grant Dt: Next Tax: File Loc: DA Patent #: Pub Dt: 05/30/2002 Tax Base: Entity: N Publication #: 2002-0065099A1

08/15/2002

Country: United States

Client Ref #: P09375US2

Status: Filed

Sub-Status: Published

Examiner:

SubStat Dt: 05/30/2002

Title: SYSTEM, METHOD AND APPARATUS FOR SECURE TRANSMISSION OF CONF

**IDENTIAL INFORMATION** 

Pending Actions: ΙP ΙP **Due Date** Clerk 1 Clerk 2 **Action Notes Action Due** 

Taken Actions (awaiting co	onfirmation) :	Taken	Due Date	IP IP Clerk 1 Clerk 2	Action Notes	
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User Text: ASG

1) Telefonaktiebolaget LM Ericsson from Inventor

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RLT DSG

1CS

CON 1988

RMK

Transferred to Patent Unit Consumer Products (PUCP) as per 4

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Inventors: Bjorndahl, Per